

CERTIFICATE OF EFS FILING UNDER 37 CFR §1.8

I hereby certify that this correspondence is being electronically transmitted to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Date: May 26, 2010

Name: G. Peter Nichols

Signature: /G. Peter Nichols/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Craig Van Buuren

Appln. No.: 10/796,557

Filed: March 9, 2004

For: Method of and Apparatus for Simulating A
Biological Heap Leaching Process

Attorney Docket No.: 10908/9 (P20197)

Examiner: Fiorito

Art Unit: 1793

Conf. No.: 1076

REQUEST FOR REVIEW OF PATENT TERM ADJUSTMENT

MAIL STOP ISSUE FEE

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

Sir:

It has recently come to our attention that there may be an error in the patent term adjustment calculated by the U.S. Patent and Trademark Office for the above-referenced patent application. Specifically, the patent term adjustment pursuant to 35 U.S.C. 154(b) of **614** days indicated on the Determination of Patent Term Adjustment, PTOL-85, may extend the term of this patent by too many days. Upon Applicant's review of the application, it appears that the Application is instead only entitled to a Patent Term Adjustment of **599** days.

Please review the calculation of the patent term adjustment and make corrections, if necessary.

The undersigned attorney can be reached at (312) 321-4276 to resolve any remaining issues.

Respectfully submitted,

Date: May 26, 2010

/G. Peter Nichols/

G. Peter Nichols

Attorney for Applicant

BRINKS HOFER GILSON & LIONE

PO Box 10395

Chicago, IL 60610

312-321-4200